p 8

G. R. S. 58]
Previous references.

File No. 1369/1903

1903-1904
(Municipal)

Serial Nos. 1 — 2

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 2

Major Part B for March 1904

SUBJECT.

Complaint of Srinivasachar and others that higher rates were charged for house-sites taken up by them in the Malleswaram Extension.

Sl. 1 — Petition dt 4.1.04 from Srinivasachar and others, Malleswaram, Bangalore city

Complain That the sites originally granted to them as house-sites were after the same were built upon treated as shop-sites and charged at rates fixed for shops.

SPB—5,000—22-10-10

Enter in Major
L.R.

M.L.A. No. 3318 dt 23.3.04 To Srinivasachar & others,
2.7.51-02
Malleswaram, Bangalore City

Informs that they have evidently got first-class sites at what even at the enhanced rates is a very cheap price which they should pay, and that H. H. The Maharaja sees no reason to interfere

Endorsed

[illegible]

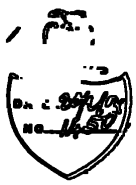
Submitted to His Highness.

Mr Mallen has been
requested to take
the papers is submitted

18..2..04

2

Record of Case submitted for the orders of His Highness the Maharaja.



Subject.

Complaint of Srinivasachar and others that higher rates were charged for house sites taken up by them in the Hulleswaran Extension.

1578

Order.

The authorities Concerned seem to blame for allowing the error to occur in the first instance. But the Petrs have evidently got first Class sites at what even at the enhanced rates is a very Cheap price & I think they should pay. They may be informed that I shall not interfere. I hope however that such mistakes will not be allowed to occur in future

KRW

Orders as per 23/2/04
See the
accordingly
such mistakes
25.2.04

21/2

L1230
No. 1086 of 6-1-04 to H.D.
transferred to the Secy.
Govt of Mysore, Genl. Depts.
r report as to whether
ce has been disposed of
Govt. and if not when it
likely to be so

By P Raghavendra Rao
for Dr. Secy. to
H. D.
8-1-04

References

59 of 02 7 L. 338 - 1-8-03
of 02 52 2 00 22 17-8-03
1/04

I transferred to the
Local Boards Branch
in continuation. 8/1/04

1-04

on 7/1/04.

the Dewan. A. S. ch puts proposal
on 7/1/04

Submitted. The
reasons proposal is pending
before the Dewan to whom
it was submitted on 7/1/04.
may then also be submitted in
continuation of 31/1/04. Sd/ 7/1/04

L1530

SECTION Village

DATE OF RECEIPT 1903-04.

SERIAL No. 1574

Name of Petitioner M. A. Srinivasachar and others

Village owners of houses to the north of cross road No.

Taluk Malleswara Extension

District Bangalore city

Date of Arzi 4 -1-04

Date of Receipt 8

Date of Disposal

No. of Enclosure One

ABSTRACT.

This is a memorial submitted to His Highness by the owners of houses in the Sampage Avenue to the north of Cross Road No. 8, Malleswara Extn. B. city

The petrs. state that the sites on which they have built their houses were granted to them as house-sites and were charged at the rate of house-sites. But, afte

they built their houses
the authorities concerned
demanded them to pay
for the sites at the rate
~~at~~ fixed for the
Bazar sites, and have
even recovered the amount
at this latter rate from
some of the petn.

Pray that the value
of the sites may be recovered
at the rates fixed for
ordinary house-sites and
that the excess collected
from some of the petn.
members refunded

Yours
[illegible]
Rec'd 16/1

8-1-04
Pol 576

OFFICE OF THE PRIVATE SECRETARY TO
HIS HIGHNESS THE MAHARAJA OF MYSORE.

~~Dated Madras, 6th January 190 43~~

Petition as shown below, to His Highness the Maharaja, is transferred to the Secretary to the Government of Mysore, General Department, Bangalore, for report as to whether the case has been disposed of by Government & if not when it is likely to be so.

No.
1086 dated 6-1-04.

By Order.

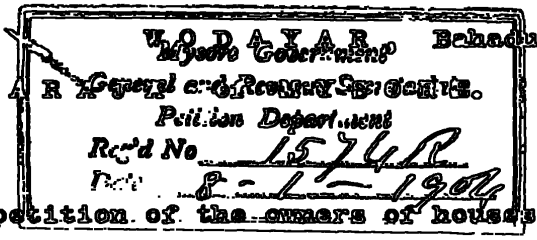
P. Raghavendra Rao
for Private Secretary
to H. H. The Maharaja of Mysore.

To

His Highness

S R I K R I S H N A R A J E N D R A

M A H A R A J A W O D A Y A R, Bahadur,



The humble petition of the owners of houses in the Blocks on both sides of the Sampige Avenue, to the North of Cross Road No.8, Malleswaram Extension, Bangalore City.

1576

Most humbly & respectfully sheweth:—

That, when the Extension was marked and a plan thereof was prepared, your Highness's petitioners with a view to build houses applied for House-Sites in the Bramin Blocks and obtained as such the Sites in question. These were marked as House-Sites not only in the Extension Plan but also in the Scrips issued to your Highness's Petitioners.

2. That, in the Government Notification fixing the Areas and Values of the different kinds of Sites, certain Rules were framed for the guidance of Officers and in these it was ordered that the value of each Ordinary House-Site shall be ₹30/ but that for every additional contiguous site taken by the same individual a progressive rate of Double & Treble this amount be charged; that no more than three House sites should be given to any one individual; that the rates for Bazaar Sites shall be ₹50/ each, and that no more than one of such Sites be given to each individual; and that each Bazaar Building should have its proper Basement Frontage. It was also ordered that Plans of the proposed buildings should be got approved of by the Superintending Engineer, Sanitary Department, before putting the construction in hand.

3. Accordingly your Highness's petitioners got the needful plans of the proposed buildings prepared and approved of by the then

Sanitary

Sanitary Superintending Engineer, Mr. Standish Lee, and built their houses according to the approved plans.

4. That a statement was prepared by the Extension Authorities shewing the amounts recoverable from the owners on account of Site Value and in this Statement the Rates entered against your Highness's petitioners are Ordinary House Rates, viz. Rs0/ for the First Site, 60/ for the Second, and 90/ for the Third Site taken.

5. That, about a year or so after your Highness's petitoners built their houses in terms of the approved plans all the House Sites to the North of the said Cross Road were treated—your Highness's petitioners do not know by whom or under what circumstances—as Bazaar Sites and a second or revised statement was prepared and sent to the Comptroller for recovery of the amounts in which the amounts arrived at were calculated at the enhanced Bazaar Rate of Rs.50/ for the First Site, and the Progressive Rate of Rs100/ for the Second Site, and 150/ for the Third Site. Most of your Highness's petitioners are still paying this increased rate.

6. That, as this was too much for your Highness's petitioners to pay, they applied to the Deputy Commissioner, Bangalore Dt. for redress, stating that the Sites in question were marked in the Plan as House Sites and when they applied for House-Sites they were given to them as such; that it was unfair to treat these Sites as Bazaar Sites after the houses were built, and more unfair to levy the Bazaar Rate of Rs.50/, and most unfair to levy a Progressive Rate for such Sites for which there was no provision in the Rules published in the Government Notification above mentioned. But the Dy. Commissioner, Mr. B.K.Venkatavarada Aiyangar, instead of favouring your Highness's petitioners with any written reply, simply read out to your Highness's petitioners in the Sampige Road at Malleswaram, the reply

which

which he seems to have got from Mr. Lee, the Sanitary Suptdg. Engineer.

7. This reply was to the effect that the omission to mark the Sites in question as Bazaar Sites, both on the Plan and in the Scrips given to your Highness's petitioners, was due to an error on the part of a certain Extension Officer, since retired, that to have given more than one of such Sites to one individual was no doubt a violation of the Rule, but, that the Rule having been once violated, Government was at liberty to violate it again and levy not only the increased Bazaar Rate but also the unauthorised Progressive Rate. Such was the answer given to your Highness's petitioners.

8. About 6 months ago, your Highness's petitioners petitioned the Secretary to the Government of Your Highness in the Revenue & General Departments, representing the circumstances stated above and adding that had your Highness's petitioners known before they built their houses that the Sites given to them as House-Sites would be subsequently treated as Bazaar Sites and that a Progressive Rate of Rs 50/, would be charged for calculated on the enhanced bazaar, they would never have gone in for them. But your Highness's petitioners regret to state that up to date no reply has been vouchsafed to them.

9. Your Highness's petitioners most humbly & respectfully beg -- leave to represent to your Highness that your Highness's petitioners applied for only House-Sites and the Sites in question were given to them as such, as may be seen in the Scrips issued to them under the signature of the Deputy Commissioner, Bangalore District; thatif, as was stated by Mr. Lee, the Blocks in question were Bazaar Blocks but were omitted to be so marked by the Public Works Officer who has since retired, Mr. Standish Lee himself would not have approved of your Highness's petitioners' House-Plans but would have insisted on Bazaar Frontages being shewn on the Plans before approving of them, and the Dy.

Commissioner

Commissioner would not have marked these Sites in the Scrips issued as House Sites . The fact is that the Sites in question were only intended as House-Sites and were treated as such –

(1) in the Extension Plan prepared by the Extension Public Works Officer and approved of by Mr. Lee, the Sanitary Superintending Engineer.

(2) in the Scrips prepared by the Extension Civil Officer and signed by the Deputy Commissioner Bangalore Dt.,&

(3) in statement of Amounts recoverable on account of Site Value prepared by the Dy. Commissioner and sent to the Comptroller for recovery.

Their subsequent treatment as Bazaar-Sites was only an after - thought as is evident not only from the facts represented above but also from the necessity for a second or revised statement of Amounts recoverable on account of these Sites. Granting, however, that the Extension Public Works Officer, the Extension Civil Officer, the Dy. Commissioner Bangalore, and Mr. Standish Lee, the Sanitary Suptdg. Engineer, granting that all these Officers made mistakes, and granting also that the Special Public Works Department Subordinate located in the Extension and Mr. Standish Lee who was constantly inspecting the Extensions failed to notice the mistake, Your Highness's Petitioners most humbly beg Your Highness to consider whether it is fair to charge your Highness's Petitioners the increased Bazaar Rate and the Progressive Rate also, calculated on the increased rate, taking into Your Highness's benign consideration the fact that your Highness's Petitioners had only applied for House-Sites and not for Bazaar-Sites and that the Sites in question were given to them as such and not as Bazaar-Sites and that the demand and recovery were made after they had built their houses.

10. Your Highness's Petitioners therefore most humbly pray that the Value of the Sites given to them may be ordered to be

recovered

recovered at the Rates fixed for Ordinary House-Sites and that the excess recovered from some of your Highness's Petitioners be ordered to be refunded to them.

For this act of justice Your Highness's humble Petitioners will, as in duty bound, ever pray for Your Highness's long life & Prosperity.

Your Highness's most humble petitioners

Bangalore,
30th Decr 1903
4th Jany 1904.

M. A. Srinivasachar
M. Krishnaswamy Iyer
B. Venkataramanaiya
M. R. Ramaswamy
Thallahmanakeri
Muthiah
S. Kalkuda
D. Krishna Rao
R. Venkatanarayanappa
G. Narasinga Rau
M. Krishnaswamy Iyengar
B. Ramachandra Rao

No. 3318
L. F. 57—02

SECTION Mural
FILE No. 126 of 03
SERIAL No. 2
MYSORE DEWAN'S OFFICE,
LOCAL BOARDS BRANCH.

The 7/3/1904

ENDORSEMENT granted to Mr. M. A. Seenivasa Char and other owners of houses on both sides of the Sampige Avenue, Malleswaram Extension, Bangalore City in reply to their Petition Registered No. 1574 dated the 4th January 1902, to His Highness the Maharaja, complaining that the sites originally granted to them as house-sites were after the same were built upon treated as shop-sites and charges at rates fixed for shops and on a progressive scale

Petitioners are informed that they have evidently got first class sites at what even at the enhanced rate is a very cheap price which they should pay, and that His Highness the Maharaja, seeing no reason ~~to~~ with ~~the~~ ~~therefore~~, withdraws

(By His Highness' order)

By Order,

29/2/04
for Offg. Secretary.

Dy 29/2/04